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PATENT

Attorney Docket No. 059742-5001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: David H. Wagner)	Confirmation No. 1193
)	
Application No. 10/563,570)	Group Art Unit: 1641
)	
Filed: August 25, 2006)	Examiner: Lisa V. Cook
)	
For: Methods for Predicting Development of)	Date: July 23, 2007
Auto-Immune Diseases and Treatment)	
of Same)	

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, **Mail Stop Amendment**
Randolph Building
401 Dulany Street
Alexandria, VA 22314

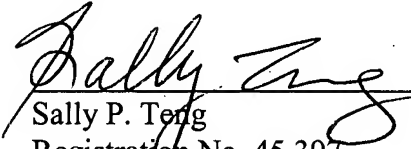
TRANSMITTAL FORM

1. Transmitted herewith is a Response to Restriction Requirement in response to the non-final Office Action June 21, 2007.
2. Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. This request is being filed under the next business day rule on Monday, July 23, 2007 as the due date for responding fell on a weekend (Saturday, July 21, 2007). Applicant does not believe an extension of time is required. However, if Applicant has inadvertently overlooked the need for an extension of time, please consider this a petition therefore. The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.
3. Additional Papers Submitted:
 - (i) Information Disclosure Statement
 - (ii) Form PTO-1449
 - (iii) Copy of Supplementary Partial European Search Report (EP 04777635)
 - (iv) Copy of nine documents
4. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment

to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. § 1.136(a)(3).

Dated: **July 23, 2007**
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202-739-3000

Respectfully submitted,
Morgan, Lewis & Bockius LLP


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